

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating an alley thereof.

WHEREAS, a petition to vacate a public alley within the
City of Fort Wayne (as more specifically described below) was
duly filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing
thereon; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having held
a public hearing on said vacation as provided in I.C. 36-7-4-
12; and

WHEREAS, this body concurs in the recommendation of the
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
public alley within the City of Fort Wayne, more specifically
described as follows, to-wit:

Said alley is 14 feet wide and lies south of and adjacent
to Lots 171, 172 173, 174, 175, and 176 in Rockhill's
Amended Addition to the City of Fort Wayne, Allen County,
Indiana, and is further bounded on the west by VanBuren
Street and on the east by Broadway and in particular
described as follows: Commence at the Southwesterly
corner of Lot 171 in said Rockhill's Amended Addition;
thence easterly along the northerly line of a 14 foot
public alley, being coincident with the southerly line of
171, 172, 173, 174, 175 and 176 in said Rockhill's
Amended Addition, a distance of 300.0 feet to the
southeasterly corner of Lot 176 in said Addition, being
situated on the westerly right-of-way of Broadway; thence
southerly along the westerly right-of-way of Broadway, a
distance of 14 feet to the northeasterly corner of Lot 1
in Anderson and Wilken's Subdivision; thence westerly
along the southerly line of said alley; being coincident
with the northerly line of Lots 1 and 2 in said Anderson
and Wilken's Subdivision and the northerly line of Lots
179, 180, 181, and 182 in Rockhill's Amended Addition, a
distance of 300.0 feet to the northwesterly corner of Lot
182 in said Rockhill's Amended Addition, being situated
on the Easterly right-of-way line of VanBuren Street;
thence northerly along the easterly right-of-way line of
VanBuren Street, a distance of 14 feet to the point of
beginning.

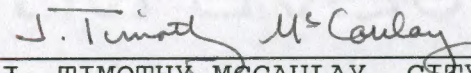
and which vacating amends the Thoroughfare Plan of the City
Comprehensive ("Master") Plan and is hereby approved in all

#535
respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


J. TIMOTHY MCCAULAY, CITY ATTORNEY

** Public hearing to be held on _____,
the _____ day of _____, 1993,
in the Council Chambers.

Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by Ravine,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, 19____, the _____ day of _____
_____, M., E.S.T.

DATED: 5-11-93 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ravine,
and duly adopted, placed on its passage. PASSED ~~LOST~~
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY				<u>✓</u>
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 8-24-93 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 8-27-93
on the 24th day of August, 1993

ATTEST: (SEAL)
Sandra E. Kennedy Mark E. GiaQuinta
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 25th day of August, 1993,
at the hour of 8:30 o'clock A., M., E.S.T.
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 25 day of August,
1993, at the hour of 9:20 o'clock A., M., E.S.T.
for: Mark E. GiaQuinta, Designer
PAUL HELMKE, MAYOR

RECEIPT

No 14860

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN., 3/29 1993

RECEIVED FROM ROBERT N. BOSSERMAN \$ 150⁰⁰

THE SUM OF ONE HUNDRED FIFTY AND ⁰⁰/100 DOLLARS

ON ACCOUNT OF VACATION OF ALLEY BETWEEN
VAN BUREN & BROADWAY NORTH OF JEFFERSON

PAID BY: CASH ☐ CHECK ☒ M.O. ☐ 5638

[Signature]
AUTHORIZED SIGNATURE

Date Filed: _____

Vacation Petition

I/We ST. JOHN EVANGELICAL LUTHERAN CHURCH

(Applicant's Name or Names)

PETITION TO VACATE Alley

(Street, Alley, Utility Easement, Plat,

(Providing a utility easement for existing utilities)

Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following Alley with the City of Fort Wayne, Indiana, and hereby described as follows:

Said alley is 14 feet wide and lies south of and adjacent to Lots 171, 172, 173, 174, 175, and 176 in ROCKHILL'S AMENDED ADDITION to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the West by VanBuren

Street and on the East by Broadway and in particular described as follows:
(Legal Description of property being vacated) If additional space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as follows:

(List reasons for requesting vacation.)

1. St. John Ev. Lutheran Church is owner of all real estate, except ~~for~~ one parcel of property, bordering both sides of the alley.
2. St. John Ev. Lutheran Church operates a parochial school. The through traffic creates a dangerous condition for the children. St. John's presently requests permission to block off the alley to traffic at specified times however traffic still drives around the barricades.
3. The maintenance of said alley is not necessary or advantageous to the growth of the City of Fort Wayne, and it would be to the best interest of the City and the Citizens thereof.

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance, in order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described Alley be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 8th DAY OF October 19 92

Thomas L. Schoenherr
Geraldine Schoenherr

Adjacent Property Owner
Typed Name

Adjacent Property Owner
Typed Name

1636 Woodland Lake Pass, Ft Wayne 46825
Address Zip

Address Zip

Signature

Signature

Thomas L. Schoenherr
Geraldine M. Schoenherr

Legal Description of Property:

SEE ATTACHED.

Additional Reasons for Vacation Request:

Owners of Adjacent Property:

Adjacent Owners TYPED Name	Property Address/Zip	Signature
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NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT: DON NOLAND, Cong. Chrmn.
ROBERT BOSSERMAN

Name

729 W. WASHINGTON BLDG.
Street Address

FORT WAYNE, IN 46802
City/State/Zip

426-5751
Phone

LEGAL DESCRIPTION ONLY

Following is a legal description of a public Alley proposed for Vacation. Said Alley is 14 feet wide and lies South of and adjacent to Lots 171, 172, 173, 174, 175, and 176 in ROCKHILL'S AMENDED ADDITION to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the West by Van Buren Street and on the East by Broadway and in particular described as follows to-wit:

Commence at the Southwesterly corner of Lot 171 in said ROCKHILL'S AMENDED ADDITION: thence Easterly along the Northerly line of a 14 foot public Alley, being coincident with the Southerly line of Lots 171, 172, 173, 174, 175, and 176 in said ROCKHILL'S AMENDED ADDITION, a distance of 300.0 feet to the Southeasterly corner of Lot 176 in said Addition, being situated on the Westerly right-of-way of Broadway; thence Southerly along the Westerly right-of-way of Broadway, a distance of 14 feet to the Northeasterly corner of Lot 1 in ANDERSON and WILKEN'S SUBDIVISION: thence Westerly along the Southerly line of said Alley; being coincident with the Northerly line of Lots 1 and 2 in said ANDERSON and WILKEN'S SUBDIVISION and the Northerly line of Lots 179, 180, 181, and 182 in ROCKHILL'S AMENDED ADDITION, a distance of 300.0 feet to the Northwesterly corner of Lot 182 in said ROCKHILL'S AMENDED ADDITION, being situated on the Easterly right-of-way line of Van Buren Street; thence Northerly along the Easterly right-of-way line of Van Buren Street, a distance of 14 feet to the point of beginning.

IN WITNESS WHEREOF, I place my hand and seal, this 15th day of August 1992.

Hans C. McFen



CERTIFICATE OF SURVEY

NUMBER

OFFICE OF **HOFER AND DAVIS, INC.**

Hans C. Hofer
L.S. 900010

CIVIL ENGINEERS & LAND SURVEYORS
FORT WAYNE, INDIANA

A.K. HOFER P.E. No. 72
(1968) L.S. No. 10504

CARL A. HOFER P.E. No. 7122
L.S. No. 10031

WILLIAM S. DAVIS L.S. No. S-0053
L.S. No. 18114 Michigan

MICHAEL W. DAVIS
L.S. No. 880030

This document is the record of a resurvey of land and real estate situated in the City of Fort Wayne, Allen County, Indiana, made in accordance with the plat and deed record thereof on file in the Office of Recorder of said County and State. The land below described exists in full dimension as herein noted in feet, and is free from encroachments by adjoining landowners, and furthermore, contains entirely within its boundaries the structures of the buildings on it situated: all as below indicated in detail. Any exceptions or discrepancies are below noted.

DESCRIPTION OF PROPERTY Lot No. SEE ATTACHED SHEET



IN WITNESS WHEREOF, I place my hand and
seal, this 19th day of August, 1992



Hans C. Hofer

RESOLUTION 80-194-6

WHEREAS, ST JOHN EVANGELICAL LUTHERAN CHURCH has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

Said alley is 14 feet wide and lies south of and adjacent to Lots 171, 172 173, 174, 175, and 176 in Rockhill's Amended Addition to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the west by VanBuren Street and on the east by Broadway and in particular described as follows: Commence at the Southwesterly corner of Lot 171 in said Rockhill's Amended Addition; thence easterly along the northerly line of a 14 foot public alley, being coincident with the southerly line of 171, 172, 173, 174, 175 and 176 in said Rockhill's Amended Addition, a distance of 300.0 feet to the southeasterly corner of Lot 176 in said Addition, being situated on the westerly right-of-way of Broadway; thence southerly along the westerly right-of-way of Broadway, a distance of 14 feet to the northeasterly corner of Lot 1 in Anderson and Wilken's Subdivision; thence westerly along the southerly line of said alley; being coincident with the northerly line of Lots 1 and 2 in said Anderson and Wilken's Subdivision and the northerly line of Lots 179, 180, 181, and 182 in Rockhill's Amended Addition, a distance of 300.0 feet to the northwesterly corner of Lot 182 in said Rockhill's Amended Addition, being situated on the Easterly right-of-way line of VanBuren Street; thence northerly along the easterly right-of-way line of VanBuren Street, a distance of 14 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:


COUNTY OF ALLEN)

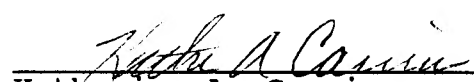
I, CHARLES E. LAYTON, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held


and as same appears of record in the official records of the Board of Public Works.

DATED THIS 21 DAY OF July 1993

FORT WAYNE BOARD OF PUBLIC WORKS


Charles E. Layton
Director of Public Works


Katherine A. Carrier
Member, Board of Public Works


C. James Owen
Member, Board of Public Works

RESOLUTION

WHEREAS, ST JOHN EVANGELICAL LUTHERAN CHURCH has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

Said alley is 14 feet wide and lies south of and adjacent to Lots 171, 172 173, 174, 175, and 176 in Rockhill's Amended Addition to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the west by VanBuren Street and on the east by Broadway and in particular described as follows: Commence at the Southwesterly corner of Lot 171 in said Rockhill's Amended Addition; thence easterly along the northerly line of a 14 foot public alley, being coincident with the southerly line of 171, 172, 173, 174, 175 and 176 in said Rockhill's Amended Addition, a distance of 300.0 feet to the southeasterly corner of Lot 176 in said Addition, being situated on the westerly right-of-way of Broadway; thence southerly along the westerly right-of-way of Broadway, a distance of 14 feet to the northeasterly corner of Lot 1 in Anderson and Wilken's Subdivision; thence westerly along the southerly line of said alley; being coincident with the northerly line of Lots 1 and 2 in said Anderson and Wilken's Subdivision and the northerly line of Lots 179, 180, 181, and 182 in Rockhill's Amended Addition, a distance of 300.0 feet to the northwesterly corner of Lot 182 in said Rockhill's Amended Addition, being situated on the Easterly right-of-way line of VanBuren Street; thence northerly along the easterly right-of-way line of VanBuren Street, a distance of 14 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on May 17, 1993 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held,

May 24, 1993 and as the same appears of record
in the official records of said Plan Commission.

DATED THIS 13th DAY OF July 1993

FORT WAYNE CITY PLAN COMMISSION

Robert Hutner
Secretary

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE A 14 foot wide alley running east and west, bounded by Washington Bl on the North, Jefferson Bl on the South, Broadway on the East and VanBuren St on the West.

9-93-05-12

EFFECT OF PASSAGE Property is currently dedicated right-of-way. Property will be vacated and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

FACT SHEET

G-93-05-12

BILL NUMBER

**Division of Community
Development & Planning**

BRIEF TITLE

APPROVAL DEADLINE

REASON

Alley Vacation Ordinance

DETAILS**Specific Location and/or Address**East/West alley between Broadway & VanBuren,
south of Washington Blvd.**Reason for Project**To improve their property and their physical
image in the community.**Discussion (Including relationship to other Council actions)**17 May 1993 - Public Hearing

See Attached Minutes of Meeting

24 May 1993 - Business MeetingMotion was made and seconded to return the
ordinance to the Common Council with a DO
PASS recommendation. Of the six (6) members
present five (5) voted in favor one (1)
did not vote. Motion carried.**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**Applicant(s)
St John Evangelical Lutheran
Church
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

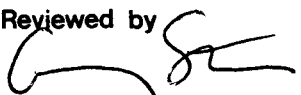
Date 29 March 1993

Projected Completion or Occupancy

Date 27 July 1993

Fact Sheet Prepared by
Patricia Biancaniello

Date 27 July 1993

Reviewed by 
Reference or Case Number

Date 7/28/93

- a. Bill No. G-93-05-12 - Vacation Petition #535
East/West alley between Broadway and Van Buren, south of
Washington Blvd.

Bob Bosserman, a member of St. John's Lutheran Church an architect locally and is on the Long Range Planning Committee for St. John's and Chairman of the Building Committee for St. John's appeared before the Commission. Mr. Bosserman stated this alley vacation was part of an overall plan and the alley vacation is just a piece of what they intend to do. He stated that it is a first step to improve their property and their physical image in the community. He stated that over the years they have acquired most of the properties in the block. He stated that the alley vacation is requested to permit them to develop this whole south half of the block in a more unified approach. He stated it will have new paving and drainage, landscaping and lighting to control the traffic pattern on the block and to possibly eliminate two present driveways onto Jefferson Blvd. He presented a rendering of the proposed site to the Commission. He stated that they are trying to develop the parking area so that they can separate and control the vehicular traffic. He stated that they recognize that there are existing utilities in the area to be vacated. He stated that they will maintain the vacated area as a utility easement.

John Pannkuk, 8502 Maple Bluff Court, Senior Pastor at St John's Lutheran Church, appeared before the Commission. Mr. Pannkuk stated that St. John's Congregation has been located on this property for 140 years. He stated that they see themselves as part of an expanding ministry in this area. He stated that their Christian Day School is a very important part of the ministry of the congregation. He stated that likewise they are deeply involved in the ministry of the West Central Neighborhood ministries, along with approximately 7 or 8 other downtown and West Central Neighborhood congregations. He stated that they are deeply committed to this particular area of the city. He stated that they are a very metropolitan congregation, with people coming from all over the Fort Wayne area. He stated that in their publicity they say that their church facilities are centrally located to where their members live. He stated that they find that for their ministry for the immediate area and the outlying area that the alley vacation would be extremely important.

Ron Fiebig, principal of the school, 7128 Riverton Drive appeared before the Commission. Mr. Fiebig stated that through the years they have served between 120 to 140 students at this location. He stated that safety is an important issue with regard to the vacation. He stated since they have been getting rid of buildings and making the space more open, they have seen much more cross traffic going through the parking lot, and people crossing from Van Buren to Broadway or out to Jefferson to miss stop lights. He stated that students our out in the area at that time for recess and they are concerned about their safety. He stated that they also have 5 buses coming into the lot for interchanges to shuttle students to different schools after school. He stated that they

are concerned that there is no traffic in the area while the buses are there. He stated that they feel they could control the traffic better if they close the one end of the alley.

Don Noland, 1528 Forest Park Blvd., a Church Councilmember appeared before the Commission. Mr. Noland stated that he wanted to assure them that they have a very stable membership and they intend to stay where they are, which is evidenced by their long range plan.

Terry Kienzle, 2110 E Paulding Road, Chairman of the Long Range Plan Committee for the church appeared before the Commission. Mr. Kienzle stated that they have been working on this for the last two years in order to find a way to develop the properties. He stated that they feel it is very important to have the alley vacated in order to tie all of the properties together. He stated that they felt it would make for a much better appearance for the facility and they would be joining in the efforts of the West Central Neighborhood improvements.

Mel Smith questioned if this was going to be done in phases.

Mr. Bosserman stated that everything is planned to be one phase. He stated they would like to get to work as quickly as they can, since the school is closed down for the summer.

Dave Ross questioned what would happen to the people who have a garage on this alley. He questioned if there was some written agreement between the property owners for access.

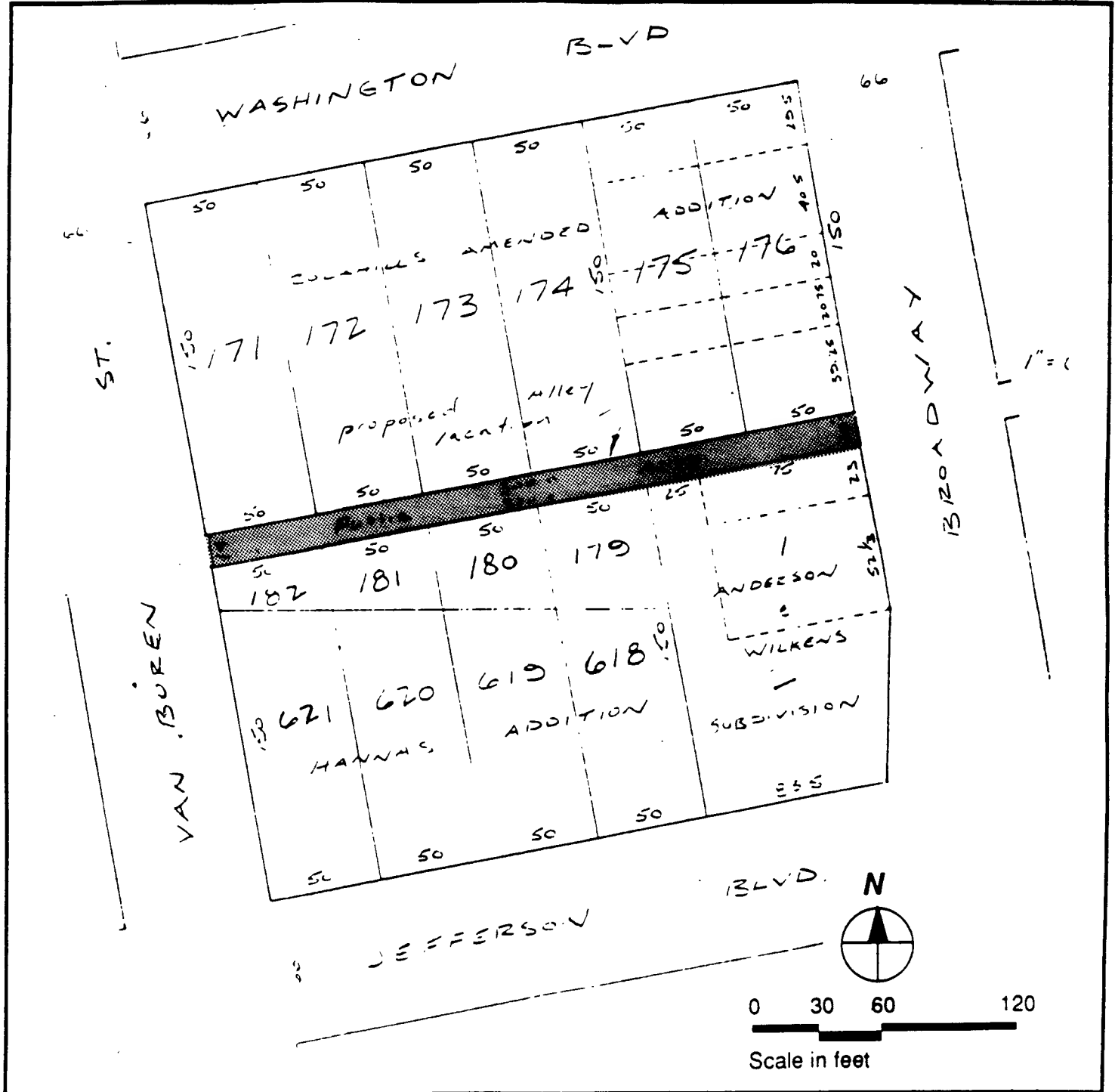
Mr. Bosserman stated that the property owners are members of the church. Mr. Ross questioned if there was any agreement that would stay with the title of the land if the property were to be sold.

Mr. Bosserman stated there was not.

There was no one else present who spoke in favor of or in opposition to the proposed vacation.

AREA MAP

CASE NO. #535



COUNCILMANIC DISTRICT NO. 5

Map No. L-6
LW 4-28-93

R1 One-Family
R2 Two-Family
R3 Multi-Family
RA/RB Residential
PUD Planned Unit Dev.

B1 Limited Business
B2 Planned Shopping Center
B3 General Business
B4 Roadside Business
POD Professional Office District

M1 Light Industrial
M2 General Industrial
M3 Heavy Industrial
MHP Mobile Home Park

BILL NO. G-93-05-12

REPORT OF THE COMMITTEE ON
REGULATIONS

DAVID C. LONG & REBECCA J. RAVINE - CO-CHAIRPERSONS
LUNSEY, SCHMIDT

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating
an alley thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Rebecca J. Ravine
David C. Long
Q. Schmidt

DATED: 8-25-93.

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

July 30, 1993

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of August 4, 1993, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-93-05-12
Alley Vacation

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

July 30, 1993

Don Noland
729 W Washington Blvd
Fort Wayne, IN 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-93-05-12

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, August 24, 1993, at 5:30 P.M., in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

East/West alley between Broadway & Van Buren,
south of Washington Blvd.
To improve property and physical image
in the community

All interested persons are invited to appear and be heard.
Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-93-05-12

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, August 24, 1993, at 5:30 P.M., in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Said alley is 14 feet wide and lies south of and adjacent to Lots 171, 172, 173, 174, 175, and 176 in Rockhill's Amended Addition to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the west by VanBuren Street and on the east by Broadway and in particular described as follows: Commence at the Southwesterly corner of Lot 171 in said Rockhill's Amended Addition; thence easterly along the northerly line of a 14 foot public alley, being coincident with the southerly line of 171, 172, 173, 174, 175 and 176 in said Rockhill's Amended Addition, a distance of 300.0 feet to the southeasterly corner of Lot 176 in said Addition, being situated on the westerly right-of-way of Broadway; thence southerly along the westerly right-of-way of Broadway, a distance of 14 feet to the northeasterly corner of Lot 1 in Anderson and Wilken's Subdivision; thence westerly along the southerly line of said alley; being coincident with the northerly line of Lots 1 and 2 in said Anderson and Wilken's Subdivision and the northerly line of Lots 179, 180, 181, and 182 in Rockhill's Amended Addition, a distance of 300.0 feet to the northwesterly corner of Lot 182 in said Rockhill's Amended Addition, being situated on the Easterly right-of-way line of VanBuren Street; thence northerly along the easterly right-of-way line of VanBuren Street, a distance of 14 feet to the point of beginning.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

From the Desk of:

Pat Biancaniello

Agent:

Don Noland
729 W Washington Bl
Fort Wayne IN 46802

426-5751

Ft. Wayne Common Council
(Governmental Unit)

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN Dr.

Allen County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines
Head -- number of lines
Body -- number of lines
Tail -- number of lines
Total number of lines in notice

COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines
at .33 cents per line \$ 14.19
Additional charge for notices containing rule or tabular work
(50 percent of above amount)
Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 1.00
TOTAL AMOUNT OF CLAIM \$ 15.19

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,
I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.
Date: August 4, 19 93 Title: Deb Alford Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

NOTICE OF PUBLIC HEARING
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Said alley is 14 feet wide and lies south of and adjacent to Lots 171, 172 173, 174, 175, and 176 in Rockhill's Amended Addition to the City of Fort Wayne, Allen County, Indiana, and is further bounded on the west by VanBuren Street and on the east by Broadway and in particular described as follows: Commence at the Southwest corner of Lot 171 in said Rockhill's Amended Addition; thence easterly along the northerly line of a 14 foot public alley, being coincident with the southerly line of 171, 172, 173, 174, 175 and 176 in said Rockhill's Amended Addition, a distance of 300.0 feet to the southeasterly corner of Lot 176 in said Addition, being situated on the westerly right-of-way of Broadway; thence southerly along the westerly right-of-way of Broadway, a distance of 14 feet to the northeasterly corner of Lot 1 in Anderson and Wilken's Subdivision; thence westerly along the southerly line of said alley, being coincident with the northerly line of Lots 1 and

2 in said Anderson and Wilken's Subdivision and the northerly line of Lots 179, 180, 181, and 182 in Rockhill's Amended Addition, a distance of 300.0 feet to the northwesterly corner of Lot 182 in said Rockhill's Amended Addition, being situated on the Easterly right-of-way line of VanBuren Street; thence northerly along the easterly right-of-way line of VanBuren Street, a distance of 14 feet to the point of beginning.
All interested parties are invited to appear and be heard.
FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk
#751

8-4
Fort Wayne, IN

notary public in and for said county and state, the who, being duly sworn, says that he/
The Journal-Gazette newspaper of general in the English language in the (city) (town) of in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time , the dates of publication being as follows:
August 4, 1993

Subscribed and sworn to before me this 4th day of August, 19 93

My commission expires:

Deb Alford
Anne M. Perkins Notary Public
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP. NOV 29, 1993

Ft. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The News-Sentinel

P.O. Box 100
Fort Wayne, IN

Dr.

PUBLISHER'S CLAIM

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Date: August 4, 19 93

Title: Deb Aylford
Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

2 in said Anderson and Wilken's Subdivision and the northerly line of Lots 179, 180, 181, and 182 in Rockhill's Amended Addition, a distance of 300.0 feet to the northwesterly corner of Lot 182 in said Rockhill's Amended Addition, being situated on the Easterly right-of-way line of VanBuren Street; thence northerly along the easterly right-of-way line of VanBuren Street, a distance of 14 feet to the point of beginning.
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FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
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6-4

FORT WAYNE, IN

notary public in and for said county and state, the _____ who, being duly sworn, says that he/
The News-Sentinel, newspaper of general _____
in the English language in the (city) (town) of _____
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for _____
1 time _____, the dates of publication being as follows:

August 4, 1993

Subscribed and sworn to before me this 4th day of August, 19 93.

Deb Aylford

Notary Public

ANNE M. PERKINS

NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP. NOV 29, 1995

My commission expires:

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BILL NO. G-93-05-12
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Commence at the Southwest corner of Lot 171 in said Rockhill's Amended Addition; thence easterly along the northerly line of a 14 foot public alley, being coincident with the southerly line of 171, 172, 173, 174, 175 and 176 in said Rockhill's Amended Addition, a distance of 300.0 feet to the southeasterly corner of Lot 176 in said Addition, being situated on the westerly right-of-way of Broadway; thence southerly along the westerly right-of-way of Broadway, a distance of 14 feet to the northeasterly corner of Lot 1 in Anderson and Wilken's Subdivision; thence westerly along the southerly line of said alley; being coincident with the northerly line of Lots 1 and

Ft. Wayne Common Council
(Governmental Unit)

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN Dr.

Allen County, Indiana

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Date: August 4, 19 93

Title: Deb Alford Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Deb Alford who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows: August 4, 1993

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My commission expires:

ANNE M. PERKINS Notary Public
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP. NOV. 29, 1993

Ft. Wayne Common Council

(Governmental Unit)

To:

The News-Sentinel

Dr.

Allen

County, Indiana

P.O. Box 100

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in their 20s

er romant

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